IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit:

Examiner:

In re application of: RABINOVICH et al.

Serial No:

10/723,801

Filed: November 25, 2003

For:

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JAN 1 2 2004 S

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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sirs:

- 1. The information disclosure statement submitted herewith is being filed within three months of the filing date of the application other than a continued prosecution application, or within three months of the date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114, whichever event occurs last. 37 C.F.R. §1.97(b).
- 2. The information disclosure statement transmitted herewith is being filed after the period specified in §1.97(b), but before the mailing date of a final action under §1.113, or a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, whichever occurs first. A statement specified in §1.97(e) or a fee set forth in §1.17(p) is included. 37 C.F.R. §1.97(c).

§1.97(e) STATEMENT

I, the person signing below, state:

that each item of information contained in the information disclosure
statement was first cited in the attached communication from a foreign
patent office in a counterpart foreign application and that the
communication is dated not more than three months prior to the filing of
the statement. 37 C.F.R. §1.97(e)(1).
the statement. 37 O.P.16. §1.37(e)(1).

OR

	that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).
	OR FEE
	Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00). [OR:] Please charge the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c) (\$180.00) to Deposit Account No. 50-1314. A copy of this petition is enclosed.
3.	The information disclosure statement transmitted herewith is being filed after the period specified in §1.97(c), but before, or simultaneously with the payment of the issue fee. A statement specified in §1.97(e) and a fee set forth in §1.17(p) are included. 37 C.F.R. §1.97(d).
	§1.97(e) STATEMENT
	I, the person signing below, state:
	that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).
	OR
	that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

AND FEE

Attached is a fee set forth in information disclosure statem	37 C.F.R. §1.17(p) for submission of an ent under §1.97(d). (\$180.00).
excessive has been paid, please che overpayment necessary to ensure	r any reason either an insufficient fee or an narge any insufficiency or credit any consideration of the information disclosure d application to Deposit Account No. 50- s enclosed.
5. \boxtimes A list of reference(s) is in the encl	osed Form PTO-1449.
_	GUAGE REFERENCES
Enclosed is a search report for a co	ounterpart application.
The specification incorporates co language references.	mments on the relevancy of Non-English
Set forth below are comments prov on the relevancy of non-English la	ided by the applicant's home country counsel anguage references:
Date: January 🛭 , 2004	Respectfully submitted, HOGAN & HARTSON L.L.P. By:
·	Paul B. Heynssens

Registration No. 47,648

Attorney for Applicant(s)

Biltmore Tower 500 South Grand Avenue, Suite 1900 Los Angeles, CA 90071 Telephone: (213) 337-6700 Facsimile: (213) 337-6701

FORM PTO-1449

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

'Use several sheets if necessary)

Docket Number (Optional) 89160.0013

Applicati n Number 10/723,801

Applicant

RABINOVICHet al.

Filing Date

Group Art Unit

AN 1 2 2004

November 25, 2003 Not yet assigned U.S. PATENT DOCUMENTS

(B)	Rt/	0.0.1111	SITT DOCUMENTS			
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,379,994	4/12/83	Bauman	330	149	3/16/81
	4,442,407	4/10/84	Apel	330	128	6/11/82
	5,444,418	8/22/95	Mitzlaff	330	52	7/29/94
	5,528,196	6/18/96	Baskin et al.	330	151	1/6/95
,	5,796,304	8/18/98	Gentzler	330	52	4/24/96
	5,929,701	7/27/99	Rice	330	52	12/13/96
	6,091,296	7/28/00	Rha	330	149	8/14/98
	6,091,297	7/18/00	Bar-David et al.	330	149	8/20/98
	6,091,298	7/18/00	McNicol et al.	330	149	8/27/98
	6,172,563	1/9/01	Trask	330	149	6/30/99
	6,320,461	11/29/02	Lee	330	52	5/12/00

OTHERL	OCUMENTS (inciuaing Au	illor, Ille, D	aie, Feriinen	i Fuges, Etc.)
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EXAMINER	DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.